

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MAURICE JAMES SJOBLUM,
on behalf of himself and a class of employees
and/or former employees similarly situated,

ORDER

Plaintiff,

07-cv-451-bbc

v.

CHARTER COMMUNICATIONS, LLC and
CHARTER COMMUNICATIONS, INC.,

Defendants.

Before the court is plaintiff's motion to strike the December 21, 2007 notice of deposition submitted as an attachment to defendant's January 2008 motion for a protective order. Dkt. #163, Exh. #1. Plaintiff asks for permission to substitute that document with an amended version, dkt. #218, Exh. B, because his attorney has since discovered that it contained inappropriate and offensive content. Specifically, Request No. 47 asked defendants to produce "all records from your attorneys' last gynecological examination." Dkt. #163, Exh. #1 at 26. Defendants do not oppose plaintiff's request but note that even if intended only as a sophomoric attempt humor, the conduct was inappropriate, sexist and

has no place in federal court. Defendants are correct. However contentious this lawsuit may be, “jokes” like the one in Exh. #1 of dkt. #163 have no place in it or any other litigation.

ORDER

IT IS ORDERED that plaintiff’s motion to strike exhibit #1 from docket #163 and substitute for it docket #218, exhibit B is GRANTED.

Entered this 7th day of April, 2008.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge